

# EXHIBIT A

## ALABAMA SJIS CASE DETAIL

**PREPARED FOR: JESSICA ATKINSON**

County: **12** Case Number: **CV-2022-900064.00** Court Action:  
 Style: **JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL**

Real Time

## Case

## Case Information

County: **12-CHAMBERS** Case Number: **CV-2022-900064.00** Judge: **SRP:STEVEN R. PERRYMAN**  
 Style: **JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL**  
 Filed: **08/26/2022** Case Status: **ACTIVE** Case Type: **NEGLIGENCE-GENERAL**  
 Trial Type: **JURY** Track: Appellate Case: **0**  
 No of Plaintiffs: **1** No of Defendants: **2**

## Damages

Damage Amt: **0.00** Punitive Damages: **0.00** General Damages: **0.00**  
 No Damages: Compensatory Damages: **0.00**  
 Pay To: Payment Frequency: Cost Paid By:

## Court Action

Court Action Code: Court Action Desc: Court Action Date:  
 Num of Trial days: **0** Num of Liens: **0** Judgment For:  
 Disposition Date of Appeal: Disposition Judge: : Disposition Type:  
 Revised Judgement Date: Minstral: Appeal Date:  
 Date Trial Began but No Verdict (TBNV1):  
 Date Trial Began but No Verdict (TBNV2):

## Comments

Comment 1:  
 Comment 2:

## Appeal Information

Appeal Date: Appeal Case Number: Appeal Court:  
 Appeal Status: Origin Of Appeal:  
 Appeal To: Appeal To Desc: LowerCourt Appeal Date:  
 Disposition Date Of Appeal: Disposition Type Of Appeal:

## Administrative Information

Transfer to Admin Doc Date: Transfer Reason: Transfer Desc:  
 Number of Subpoenas: Last Update: **08/26/2022** Updated By: **AJA**

## Parties

## Party 1 - Plaintiff INDIVIDUAL - MONCUS JAN

## Party Information

Party: **C001-Plaintiff** Name: **MONCUS JAN** Type: **I-INDIVIDUAL**  
 Index: **D SAFECO INSUR** Alt Name: Hardship: **No** JID: **SRP**  
 Address 1: **603 MARTHA STREET** Phone: **(334) 000-0000**

Address 2: **Case 3:22-cv-00585-ECM-SMD Document 1-1 Filed 09/30/22 Page 3 of 28**  
City: **MONTGOMERY** State: **AL** Zip: **36104-0000** Country: **US**  
SSN: **XXX-XX-X999** DOB: Sex: Race:

### Court Action

Court Action: Court Action Date:  
Amount of Judgement: **\$0.00** Court Action For: Exemptions:  
Cost Against Party: **\$0.00** Other Cost: **\$0.00** Date Satisfied:  
Comment: Arrest Date:  
Warrant Action Date: Warrant Action Status: Status Description:

### Service Information

Issued: Issued Type: Reissue: Reissue Type:  
Return: Return Type: Return: Return Type:  
Served: Service Type Service On: Notice of No Answer:  
Answer: Answer Type: Notice of No Service: Served By:

### Attorneys

Number	Attorney Code	Type of Counsel	Name	Email	Phone
Attorney 1	SAN048		SANSPREE CHRISTOPHER EUGE	CHRIS.SANSPREE@ SANSPREELAW.COM	(334) 262-1001

## Party 2 - Defendant BUSINESS - SAFECO INSURANCE COMPANY OF AMERICA

### Party Information

Party: **D001-Defendant** Name: **SAFECO INSURANCE COMPANY OF AMERICA** Type: **B-BUSINESS**  
Index: **C MONCUS JAN** Alt Name: Hardship: **No** JID: **SRP**  
Address 1: **C/O CORP. SERV. CO., INC.** Phone: **(334) 000-0000**  
Address 2: **641 SOUTH LAWRENCE STREET**  
City: **MONTGOMERY** State: **AL** Zip: **36104-0000** Country: **US**  
SSN: **XXX-XX-X999** DOB: Sex: Race:

### Court Action

Court Action: Court Action Date:  
Amount of Judgement: **\$0.00** Court Action For: Exemptions:  
Cost Against Party: **\$0.00** Other Cost: **\$0.00** Date Satisfied:  
Comment: Arrest Date:  
Warrant Action Date: Warrant Action Status: Status Description:

### Service Information

Issued: **08/26/2022** Issued Type: **C-CERTIFIED MAIL** Reissue: Reissue Type:  
Return: Return Type: Return: Return Type:  
Served: Service Type Service On: Notice of No Answer:  
Answer: Answer Type: Notice of No Service: Served By:

### Attorneys

Number	Attorney Code	Type of Counsel	Name	Email	Phone
Attorney 1	000000		PRO SE		

## Party 3 - Defendant BUSINESS - MARSH & MCLENNAN AGENCY, LLC

**Party Information**

Party: **D002-Defendant** Name: **MARSH & MCLENNAN AGENCY, LLC** Type: **B-BUSINESS**  
 Index: **C MONCUS JAN** Alt Name: Hardship: **No** JID: **SRP**  
 Address 1: **C/O CT CORP. SYS.** Phone: **(334) 000-0000**  
 Address 2: **2 N JACKSON ST, STE 605**  
 City: **MONTGOMERY** State: **AL** Zip: **36104-0000** Country: **US**  
 SSN: **XXX-XX-X999** DOB: Sex: Race:

**Court Action**

Court Action: Court Action Date:  
 Amount of Judgement: **\$0.00** Court Action For: Exemptions:  
 Cost Against Party: **\$0.00** Other Cost: **\$0.00** Date Satisfied:  
 Comment: Arrest Date:  
 Warrant Action Date: Warrant Action Status: Status Description:

**Service Information**

Issued: **08/26/2022** Issued Type: **C-CERTIFIED MAIL** Reissue: Reissue Type:  
 Return: Return Type: Return: Return Type:  
 Served: Service Type Notice of No Answer:  
 Answer: Answer Type: Served By:  
 Notice of No Service:

**Attorneys**

Number	Attorney Code	Type of Counsel	Name	Email	Phone
Attorney 1	000000		PRO SE		

**Financial****Fee Sheet**

Fee Status	Admin Fee	Fee Code	Payor	Payee	Amount Due	Amount Paid	Balance	Amount Hold	Garnish Party
ACTIVE	N	AOCC	C001	000	\$18.34	\$18.34	\$0.00	\$0.00	0
ACTIVE	N	CONV	C001	000	\$0.00	\$20.69	\$0.00	\$0.00	0
ACTIVE	N	CV05	C001	000	\$354.00	\$354.00	\$0.00	\$0.00	0
ACTIVE	N	JDMD	C001	000	\$100.00	\$100.00	\$0.00	\$0.00	0
ACTIVE	N	VADM	C001	000	\$45.00	\$45.00	\$0.00	\$0.00	0
Total:					\$517.34	\$538.03	-\$20.69	\$0.00	

**Financial History**

Transaction Date	Description	Disbursement Account	Transaction Batch	Receipt Number	Amount	From Party	To Party	Money Type	Admin Fee	Reason	Attorney	Operator
08/30/2022	CREDIT	CONV	2022218	193978000	\$20.69	C001	000		N			LIB
08/30/2022	RECEIPT	AOCC	2022218	193977000	\$18.34	C001	000		N			LIB
08/30/2022	RECEIPT	CV05	2022218	193979000	\$354.00	C001	000		N			LIB
08/30/2022	RECEIPT	JDMD	2022218	193980000	\$100.00	C001	000		N			LIB
08/30/2022	RECEIPT	VADM	2022218	193981000	\$45.00	C001	000		N			LIB

**Case Action Summary**

Date:	Time	Code	Comments	Operator
8/26/2022	4:15 PM	FILE	FILED THIS DATE: 08/26/2022 (AV01)	AJA
8/26/2022	4:15 PM	SCAN	CASE SCANNED STATUS SET TO: N (AV01)	AJA
8/26/2022	4:15 PM	TDMJ	JURY TRIAL REQUESTED (AV01)	AJA
8/26/2022	4:15 PM	ASSJ	ASSIGNED TO JUDGE: STEVEN R PERRYMAN (AV01)	AJA

8/26/2022	4:15 PM	EORD	E-ORDER FLAG SET TO "Y" (AV01)	AJA
8/26/2022	4:15 PM	STAT	CASE ASSIGNED STATUS OF: ACTIVE (AV01)	AJA
8/26/2022	4:15 PM	ORIG	ORIGIN: INITIAL FILING (AV01)	AJA
8/26/2022	4:15 PM	C001	C001 PARTY ADDED: MONCUS JAN (AV02)	AJA
8/26/2022	4:15 PM	C001	C001 E-ORDER FLAG SET TO "Y" (AV02)	AJA
8/26/2022	4:15 PM	C001	LISTED AS ATTORNEY FOR C001: SANSPREE CHRISTOPHER	AJA
8/26/2022	4:15 PM	C001	INDIGENT FLAG SET TO: N (AV02)	AJA
8/26/2022	4:15 PM	D001	D001 PARTY ADDED: SAFECO INSURANCE COMPANY OF AMER	AJA
8/26/2022	4:15 PM	D001	INDIGENT FLAG SET TO: N (AV02)	AJA
8/26/2022	4:15 PM	D001	CERTIFIED MAI ISSUED: 08/26/2022 TO D001 (AV02)	AJA
8/26/2022	4:15 PM	D001	LISTED AS ATTORNEY FOR D001: PRO SE (AV02)	AJA
8/26/2022	4:15 PM	D001	D001 E-ORDER FLAG SET TO "Y" (AV02)	AJA
8/26/2022	4:15 PM	D002	CERTIFIED MAI ISSUED: 08/26/2022 TO D002 (AV02)	AJA
8/26/2022	4:15 PM	D002	LISTED AS ATTORNEY FOR D002: PRO SE (AV02)	AJA
8/26/2022	4:15 PM	D002	D002 PARTY ADDED: MARSH & MCLENNAN AGENCY, LLC	AJA
8/26/2022	4:15 PM	D002	D002 E-ORDER FLAG SET TO "Y" (AV02)	AJA
8/26/2022	4:15 PM	D002	INDIGENT FLAG SET TO: N (AV02)	AJA
8/26/2022	4:15 PM	ECOMP	COMPLAINT E-FILED.	SAN048
8/31/2022	9:42 AM	ESCAN	SCAN - FILED 8/31/2022 - RETURN RECEIPT	THM
8/31/2022	9:42 AM	ESCAN	SCAN - FILED 8/31/2022 - RETURN RECEIPT	THM

## Images

Date:	Doc#	Title	Description	Pages
8/26/2022 4:15:44 PM	1	CIVIL_COVER_SHEET	CIRCUIT COURT - CIVIL CASE	1
8/26/2022 4:15:44 PM	2	COMPLAINT		5
8/26/2022 4:15:44 PM	3	INTERROGATORIES(R33)	Discovery to Safeco	5
8/26/2022 4:15:44 PM	4	INTERROGATORIES(R33)	Discovery to Marsh & McLennan	5
8/26/2022 4:16:01 PM	5	COMPLAINT - TRANSMITTAL	E-NOTICE TRANSMITTALS	3
8/26/2022 4:16:01 PM	6	COMPLAINT - SUMMONS	E-NOTICE TRANSMITTALS	2
8/31/2022 9:42:11 AM	7	RETURN RECEIPT		1
8/31/2022 9:42:36 AM	8	RETURN RECEIPT		1



**END OF THE REPORT**



State of Alabama Unified Judicial System Form ARCiv-93 Rev. 9/18	<b>COVER SHEET</b> <b>CIRCUIT COURT - CIVIL CASE</b> (Not For Domestic Relations Cases)	Ca: 12 Date of Filing: 08/26/2022 JUDGE OF TRIAL: LISA BURDETTE, CLERK Judge Code:
<b>GENERAL INFORMATION</b>		
<b>IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA</b> <b>JAN MONCUS v. SAFECO INSURANCE COMPANY OF AMERICA ET AL</b>		
<b>First Plaintiff:</b> <input type="checkbox"/> Business <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
<b>First Defendant:</b> <input checked="" type="checkbox"/> Business <input type="checkbox"/> Individual <input type="checkbox"/> Government <input type="checkbox"/> Other		
<b>NATURE OF SUIT:</b> Select primary cause of action, by checking box (check only one) that best characterizes your action:		
<b>TORTS: PERSONAL INJURY</b> <input type="checkbox"/> WDEA - Wrongful Death <input checked="" type="checkbox"/> TONG - Negligence: General <input type="checkbox"/> TOMV - Negligence: Motor Vehicle <input type="checkbox"/> TOWA - Wantonness <input type="checkbox"/> TOPL - Product Liability/AEMLD <input type="checkbox"/> TOMM - Malpractice-Medical <input type="checkbox"/> TOLM - Malpractice-Legal <input type="checkbox"/> TOOM - Malpractice-Other <input type="checkbox"/> TBFM - Fraud/Bad Faith/Misrepresentation <input type="checkbox"/> TOXX - Other: _____	<b>OTHER CIVIL FILINGS (cont'd)</b> <input type="checkbox"/> MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/ Enforcement of Agency Subpoena/Petition to Preserve <input type="checkbox"/> CVRT - Civil Rights <input type="checkbox"/> COND - Condemnation/Eminent Domain/Right-of-Way <input type="checkbox"/> CTMP - Contempt of Court <input type="checkbox"/> CONT - Contract/Ejectment/Writ of Seizure <input type="checkbox"/> TOCN - Conversion <input type="checkbox"/> EQND - Equity Non-Damages Actions/Declaratory Judgment/ Injunction Election Contest/Quiet Title/Sale For Division <input type="checkbox"/> CVUD - Eviction Appeal/Unlawful Detainer <input type="checkbox"/> FORJ - Foreign Judgment <input type="checkbox"/> FORF - Fruits of Crime Forfeiture <input type="checkbox"/> MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition <input type="checkbox"/> PFAB - Protection From Abuse <input type="checkbox"/> EPFA - Elder Protection From Abuse <input type="checkbox"/> QTLB - Quiet Title Land Bank <input type="checkbox"/> FELA - Railroad/Seaman (FELA) <input type="checkbox"/> RPRO - Real Property <input type="checkbox"/> WTEG - Will/Trust/Estate/Guardianship/Conservatorship <input type="checkbox"/> COMP - Workers' Compensation <input type="checkbox"/> CVXX - Miscellaneous Circuit Civil Case	
<b>TORTS: PERSONAL INJURY</b> <input type="checkbox"/> TOPE - Personal Property <input type="checkbox"/> TORE - Real Property	<b>OTHER CIVIL FILINGS</b> <input type="checkbox"/> ABAN - Abandoned Automobile <input type="checkbox"/> ACCT - Account & Nonmortgage <input type="checkbox"/> APAA - Administrative Agency Appeal <input type="checkbox"/> ADPA - Administrative Procedure Act <input type="checkbox"/> ANPS - Adults in Need of Protective Service	
<b>ORIGIN:</b> F <input checked="" type="checkbox"/> <b>INITIAL FILING</b> R <input type="checkbox"/> <b>REMANDED</b>	A <input type="checkbox"/> <b>APPEAL FROM DISTRICT COURT</b> T <input type="checkbox"/> <b>TRANSFERRED FROM OTHER CIRCUIT COURT</b> O <input type="checkbox"/> <b>OTHER</b>	
<b>HAS JURY TRIAL BEEN DEMANDED?</b> <input checked="" type="checkbox"/> <b>YES</b> <input type="checkbox"/> <b>NO</b> <small>Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P, for procedure)</small>		
<b>RELIEF REQUESTED:</b> <input checked="" type="checkbox"/> <b>MONETARY AWARD REQUESTED</b> <input type="checkbox"/> <b>NO MONETARY AWARD REQUESTED</b>		
<b>ATTORNEY CODE:</b> SAN048 8/26/2022 4:15:38 PM Date		
/s/ CHRISTOPHER E. SANSPREE Signature of Attorney/Party filing this form		
<b>MEDIATION REQUESTED:</b> <input type="checkbox"/> <b>YES</b> <input checked="" type="checkbox"/> <b>NO</b> <input type="checkbox"/> <b>UNDECIDED</b>		
<b>Election to Proceed under the Alabama Rules for Expedited Civil Actions:</b> <input type="checkbox"/> <b>YES</b> <input checked="" type="checkbox"/> <b>NO</b>		



**IN THE CIRCUIT COURT FOR CHAMBERS COUNTY, ALABAMA**

JAN MONCUS,	)	
	)	
Plaintiff,	)	
	)	CV-2022-
vs.	)	
	)	
SAFECO INSURANCE COMPANY OF AMERICA;	)	
MARSH & McLENNAN AGENCY, LLC;	)	
and Fictitious Defendants	)	
“A”, “B”, “C”, “D”, “E”, and “F”,	)	
whether singular or plural, are those other	)	
persons, corporations, firms or other	)	
entities whose wrongful conduct caused	)	
or contributed to cause the injuries and	)	
damages to Plaintiff, all of whose true	)	
and correct names are unknown to	)	
Plaintiff at this time, but will be	)	
substituted by amendment when	)	
ascertained,	)	
	)	
Defendants.	)	

**COMPLAINT**

**Statement of the Parties**

1. Plaintiff Jan Moncus is over the age of nineteen and is resident citizen of Chambers County, Alabama.

2. Defendant Safeco Insurance Company of America (hereinafter referred to as “Defendant Safeco”) is a foreign corporation doing business by agent in Chambers County, Alabama.

3. Defendant Marsh & McLennan Agency, LLC (hereinafter referred to as “Defendant Marsh”) is a foreign corporation doing business by agent in Chambers County, Alabama.

4. Fictitious Defendants "A", "B", "C", "D", "E" and "F" whether singular or plural, are those other persons, firms, corporations, or other entities whose wrongful conduct caused or contributed to cause the injuries and damages to Plaintiff, all of whose true and correct names are unknown to Plaintiff at this time, but will be substituted by amendment when ascertained.

**Statement of the Facts**

**COUNTS**

*(Fraudulent Misrepresentation/Negligence or Wantonness/ Breach of Contract)*

5. Plaintiff's mother (Nell Phillips) had a homeowners insurance underwritten by Defendant Safeco (policy number OF2111304) insuring her home located at 1800 8<sup>th</sup> Street SW, Lanett, Alabama 36863-2140, that she had purchased through what is now Marsh & McLennan Agency, LLC. On or about December 3, 2020, Plaintiff's mother (Nell Phillips) passed away and Plaintiff became in charge of her mother's Estate, which included the aforementioned home. Plaintiff notified Marsh & McLennan Agency, LLC of her mother's passing (*Plaintiff also had insurance through Marsh & McLennan Agency, LLC*) and asked it to make sure that Plaintiff's name was placed on the homeowner's insurance policy and all correspondence concerning her deceased mother's homeowner's insurance coverage be sent to Plaintiff's address, which is 2000 10<sup>th</sup> Street SW, Lanett, Alabama 36863. At said time and place, Marsh & McLennan Agency, LLC (*acting individually and on behalf of Defendant Safeco as its agent, representative or employee*) represented to Plaintiff in Chambers County, Alabama that it would make sure that Plaintiff's name was added to her deceased mother's homeowner's insurance policy and that the mailing address was changed and that all mailings concerning her deceased mother's homeowners insurance coverage be sent to Plaintiff's attention at Plaintiff's address at 2000 10<sup>th</sup> Street SW, Lanett, Alabama 36863. Plaintiff relied upon this representation, subsequently paid her mother's homeowner's insurance premium herself and took no further action at that time



concerning the homeowner's insurance coverage. Plaintiff owned the home located at 1800 8<sup>th</sup> Street SW, Lanett, Alabama 36863-2140 at this time.

6. On or about April 24, 2021, the home located at 1800 8<sup>th</sup> Street SW, Lanett, Alabama 36863-2140 suffered hail damage during a storm and Plaintiff filed a claim for benefits with Defendant Safeco. Defendant Safeco issued claim benefit checks on said claim in Plaintiff's deceased mother's name and sent them to Plaintiff's deceased mother's address. Plaintiff contacted Defendant Safeco and informed it that her mother had passed back in December of 2020; that Plaintiff now owned the insured property, and that Plaintiff had paid the premiums for the insurance coverage for said property. Plaintiff asked Defendant Safeco to reissue the claim check to her and to add Plaintiff's name to the homeowner's insurance policy and change the mailing address to Plaintiff's address at 2000 10<sup>th</sup> Street SW, Lanett, Alabama 36863. Defendant Safeco agreed and represented to Plaintiff that it would do so. Plaintiff relied upon this representation and took no further action at that time concerning the homeowner's insurance coverage.

7. On or about June 3, 2021, a water heater "exploded" in the home located at 1800 8<sup>th</sup> Street SW, Lanett, Alabama 36863-2140, and Plaintiff made another claim for benefits with Defendant Safeco. The repairs from the damage caused by the "exploding" water heater took over 3 months and benefits were paid to Plaintiff by Defendant Safeco.

8. On or about September 24, 2021, after the aforementioned repairs had been completed, Plaintiff turned the water back on in the home and water again flooded the home. Plaintiff made another claim for benefits with Defendant Safeco and Defendant Safeco initially paid over \$11,000.00 for water damage remediation, but then subsequently denied Plaintiff's claim for additional benefits on the grounds that Plaintiff's homeowner's insurance policy had

lapsed back in August for non-payment of premiums. When questioned by Plaintiff, Defendant Safeco stated that it had mailed out four (4) delinquent notices regarding the needed premium payments to Plaintiff's deceased mother at Plaintiff's deceased mother's address, 1800 8<sup>th</sup> Street SW, Lanett, Alabama 36863-2140. This is despite the fact that both Defendants Marsh & McLennan Agency, LLC and Defendant Safeco having previously represented to Plaintiff that her name would be added to the homeowner's insurance policy and that all mailings concerning the same would be mailed to Plaintiff at her address, 2000 10<sup>th</sup> Street SW, Lanett, Alabama 36863. This is despite the fact that the benefit checks on the previous two claims had been changed and made payable to Plaintiff.

9. The above identified representations made to the Plaintiff by the Defendants regarding having all mailings concerning the homeowner's insurance coverage mailed to Plaintiff at her address, 2000 10<sup>th</sup> Street SW, Lanett, Alabama 36863 were false, and the Defendants knew they were false when made to the Plaintiff.

10. Plaintiff reasonably relied upon the Defendants' misrepresentations, and did so to her detriment.

11. Plaintiff discovered the Defendants' fraud within 2 years of filing this action against the Defendants.

12. The Defendants' fraudulent conduct was done intentionally, recklessly, negligently and/or wantonly and Defendant has a pattern and practice of making similar representations to other individuals.

13. In addition to the intentional, reckless, negligent or wanton fraudulent misrepresentations made to the Plaintiff by Defendants, Defendant Safeco also breached its

insurance contract with Plaintiff by refusing to pay her claim it had assumed the responsibility of paying.

14. Defendants were negligent and/or wanton in its dealings with the Plaintiff.

WHEREFORE, Plaintiff demands judgment against Defendants in such an amount in damages as a jury deems reasonable and may award, plus costs, not to exceed \$74,999.99.

**JURY DEMAND**

**PLAINTIFF HEREBY DEMANDS TRIAL BY JURY  
ON ALL ISSUES OF THIS CAUSE.**

/s/Christopher E. Sanspree

CHRISTOPHER E. SANSPREE (SAN048)

Attorney for Plaintiff

603 Martha Street

Montgomery, Alabama 36104

(334) 262-1001

(334) 262-1002 facsimile

[chris.sanspree@sanspreelaw.com](mailto:chris.sanspree@sanspreelaw.com)



**IN THE CIRCUIT COURT FOR CHAMBERS COUNTY, ALABAMA**

JAN MONCUS,	)	
	)	
Plaintiff,	)	
	)	CV-2022-
vs.	)	
	)	
SAFECO INSURANCE COMPANY OF AMERICA;	)	
MARSH & McLENNAN AGENCY, LLC;	)	
and Fictitious Defendants	)	
“A”, “B”, “C”, “D”, “E”, and “F”,	)	
whether singular or plural, are those other	)	
persons, corporations, firms or other	)	
entities whose wrongful conduct caused	)	
or contributed to cause the injuries and	)	
damages to Plaintiff, all of whose true	)	
and correct names are unknown to	)	
Plaintiff at this time, but will be	)	
substituted by amendment when	)	
ascertained,	)	
	)	
Defendants.	)	

**PLAINTIFF’S FIRST SET OF INTERROGATORIES AND REQUEST FOR  
PRODUCTION TO DEFENDANT SAFECO**

Pursuant to Rules 33 and 34 of the Alabama Rules of Civil Procedure, Plaintiff propounds the following Interrogatories and Requests for Production to be answered by Defendant Safeco in the manner and form prescribed by law:

**INTERROGATORIES**

1. State the correct name of this Defendant.
2. What files are maintained by this Defendant on agents and/or employees licensed and/or trained under this Defendant to sell insurance for the Defendant in the State of Alabama?

3. List each state in which the Defendant has licensed and/or trained agents and/or employees under this Defendant to sell insurance for this Defendant like the insurance sold to the Plaintiff in this case in the past 10 years.
4. State the name and position of the individual who is most knowledgeable or who was responsible for the sale of the insurance to the Plaintiff in this case.
5. Has this Defendant's been sued in Alabama for any of its agent's making fraudulent misrepresentations to individuals similar to the representations allegedly made to the Plaintiff in this case within the last five (5) years? If so, please state the Court in which such case was filed.

#### **REQUEST FOR PRODUCTION**

1. All files relating to the Plaintiff or any member of her family.
2. The agent and/or employee's personnel file that dealt with the Plaintiff or any member of her family in any way whatsoever.
3. Any documents evidencing any formal or informal complaints, written or verbal, received by this Defendant at any time whatsoever relating to the agent and/or employee who dealt with Plaintiff or any member of her family from whatever source.
4. All correspondence or conversations between the Plaintiff or any family member and any Defendant, including any tape recordings or transcriptions.
5. All correspondence, records, endorsements, applications, receipts, telephone logs, phone recordings, phone transcriptions or memoranda, documents, memoranda, computer printouts, statements, or printable information from this Defendant's

- computers at any office which pertains in any way to Plaintiff or mentions Plaintiff or any member of her family by name or her claim for benefits.
6. All notes or transcribed recording of any telephone or other type of conversation between any Defendant and Plaintiff or any member of her family.
  7. The entire company file dealing with the Plaintiff or any member of her family.
  8. All documents, including applications that have a signature on them that appear to be that of the Plaintiff or any member of her family.
  9. Any documents that this Defendant claims to have been executed by the Plaintiff or a family member.
  10. Any and all documents relating in any way to this Defendant's selection, contracting, training, monitoring or supervision of the agent and/or employee that dealt with Plaintiff or any member of her family.
  11. Any and all correspondence, records, documents, memoranda, computer printouts, or other information of whatever type or description which is maintained by this Defendant which pertain in any way to the agent and/or employee that dealt with Plaintiff or any member of her family, not otherwise specifically requested, that have any bearing on or relate to the selling or placing of insurance for this Defendant.
  12. All documents pertaining in any way to any investigation of the background of the agent and/or employee that dealt with Plaintiff or any member of her family done by this Defendant prior to entering into any agency and/employee contract or other association with the agent and/or employee that dealt with Plaintiff or any member of her family.

13. All documents pertaining in any way to the suitability of the agent and/or employee that dealt with Plaintiff or any member of her family to act or work as an agent and/or employee on behalf of or for this Defendant.
14. All correspondence, memoranda or other documents sent by any agent or employee of this Defendant, which in any way reprimands, censures or criticizes him or her for any possible misconduct.
15. Any statements taken from anyone regarding this case.
16. Any documents or writings indicating that this Defendant is not ultimately responsible for Plaintiff's claims at issue in this case.
17. A copy of any contract, agreements, or otherwise that exist now or have previously existed in the past between the Defendant and third parties that in any way affect Plaintiff's claims and/or this Defendant's responsibility for paying any potential judgment.

/s/Christopher E. Sanspree  
CHRISTOPHER E. SANSPREE (SAN048)  
One of the Attorneys for Plaintiff  
603 Martha Street  
Montgomery, Alabama 36104  
(334) 262-1001  
(334) 262-1002 facsimile  
[chris.sanspree@sanspreelaw.com](mailto:chris.sanspree@sanspreelaw.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing will be served upon all parties via certified mail by the clerk of the Court on this the 26th day of August, 2022.

/s/Christopher E. Sanspree  
Of Counsel





**IN THE CIRCUIT COURT FOR CHAMBERS COUNTY, ALABAMA**

JAN MONCUS,	)	
	)	
Plaintiff,	)	
	)	CV-2022-
vs.	)	
	)	
SAFECO INSURANCE COMPANY OF AMERICA;	)	
MARSH & McLENNAN AGENCY, LLC;	)	
and Fictitious Defendants	)	
“A”, “B”, “C”, “D”, “E”, and “F”,	)	
whether singular or plural, are those other	)	
persons, corporations, firms or other	)	
entities whose wrongful conduct caused	)	
or contributed to cause the injuries and	)	
damages to Plaintiff, all of whose true	)	
and correct names are unknown to	)	
Plaintiff at this time, but will be	)	
substituted by amendment when	)	
ascertained,	)	
	)	
Defendants.	)	

**PLAINTIFF’S FIRST SET OF INTERROGATORIES AND REQUEST FOR PRODUCTION TO DEFENDANT MARSH & McLENNAN AGENCY, LLC**

Pursuant to Rules 33 and 34 of the Alabama Rules of Civil Procedure, Plaintiff propounds the following Interrogatories and Requests for Production to be answered by Defendant Marsh & McLennan Agency, LLC in the manner and form prescribed by law:

**INTERROGATORIES**

1. State the correct name of this Defendant.
2. What files are maintained by this Defendant on agents and/or employees licensed and/or trained under this Defendant to sell insurance for the Defendant in the State of Alabama?

3. List each state in which the Defendant has licensed and/or trained agents and/or employees under this Defendant to sell insurance for this Defendant like the insurance sold to the Plaintiff in this case in the past 10 years.
4. State the name and position of the individual who is most knowledgeable or who was responsible for the sale of the insurance to the Plaintiff in this case.
5. Has this Defendant's been sued in Alabama for any of its agent's making fraudulent misrepresentations to individuals similar to the representations allegedly made to the Plaintiff in this case within the last five (5) years? If so, please state the Court in which such case was filed.

#### **REQUEST FOR PRODUCTION**

1. All files relating to the Plaintiff or any member of her family.
2. The agent and/or employee's personnel file that dealt with the Plaintiff or any member of her family in any way whatsoever.
3. Any documents evidencing any formal or informal complaints, written or verbal, received by this Defendant at any time whatsoever relating to the agent and/or employee who dealt with Plaintiff or any member of her family from whatever source.
4. All correspondence or conversations between the Plaintiff or any family member and any Defendant, including any tape recordings or transcriptions.
5. All correspondence, records, endorsements, applications, receipts, telephone logs, phone recordings, phone transcriptions or memoranda, documents, memoranda, computer printouts, statements, or printable information from this Defendant's

computers at any office which pertains in any way to Plaintiff or mentions Plaintiff or any member of her family by name or her claim for benefits.

6. All notes or transcribed recording of any telephone or other type of conversation between any Defendant and Plaintiff or any member of her family.
7. The entire company file dealing with the Plaintiff or any member of her family.
8. All documents, including applications that have a signature on them that appear to be that of the Plaintiff or any member of her family.
9. Any documents that this Defendant claims to have been executed by the Plaintiff or a family member.
10. Any and all documents relating in any way to this Defendant's selection, contracting, training, monitoring or supervision of the agent and/or employee that dealt with Plaintiff or any member of her family.
11. Any and all correspondence, records, documents, memoranda, computer printouts, or other information of whatever type or description which is maintained by this Defendant which pertain in any way to the agent and/or employee that dealt with Plaintiff or any member of her family, not otherwise specifically requested, that have any bearing on or relate to the selling or placing of insurance for this Defendant.
12. All documents pertaining in any way to any investigation of the background of the agent and/or employee that dealt with Plaintiff or any member of her family done by this Defendant prior to entering into any agency and/employee contract or other association with the agent and/or employee that dealt with Plaintiff or any member of her family.

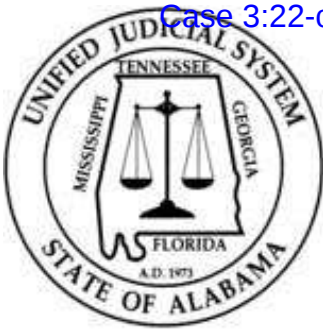
13. All documents pertaining in any way to the suitability of the agent and/or employee that dealt with Plaintiff or any member of her family to act or work as an agent and/or employee on behalf of or for this Defendant.
14. All correspondence, memoranda or other documents sent by any agent or employee of this Defendant, which in any way reprimands, censures or criticizes him or her for any possible misconduct.
15. Any statements taken from anyone regarding this case.
16. Any documents or writings indicating that this Defendant is not ultimately responsible for Plaintiff's claims at issue in this case.
17. A copy of any contract, agreements, or otherwise that exist now or have previously existed in the past between the Defendant and third parties that in any way affect Plaintiff's claims and/or this Defendant's responsibility for paying any potential judgment.

/s/Christopher E. Sanspree  
CHRISTOPHER E. SANSPREE (SAN048)  
One of the Attorneys for Plaintiff  
603 Martha Street  
Montgomery, Alabama 36104  
(334) 262-1001  
(334) 262-1002 facsimile  
[chris.sanspree@sanspreelaw.com](mailto:chris.sanspree@sanspreelaw.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing will be served upon all parties via certified mail by the clerk of the Court on this the 26th day of August, 2022.

/s/Christopher E. Sanspree  
Of Counsel



## AlaFile E-Notice

12-CV-2022-900064.00

To: CHRISTOPHER E. SANSPREE  
chris.sanspree@sanspreelaw.com

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA

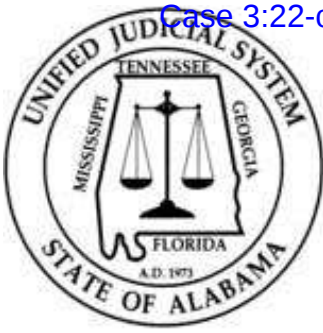
JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL  
12-CV-2022-900064.00

The following complaint was FILED on 8/26/2022 4:15:44 PM

Notice Date: 8/26/2022 4:15:44 PM

LISA BURDETTE  
CIRCUIT COURT CLERK  
CHAMBERS COUNTY, ALABAMA  
2 LAFAYETTE STREET  
LAFAYETTE, AL, 36862

334-864-4348  
lisa.burdette@alacourt.gov



## AlaFile E-Notice

12-CV-2022-900064.00

To: SAFECO INSURANCE COMPANY OF AMERICA  
C/O CORP. SERV. CO., INC.  
641 SOUTH LAWRENCE STREET  
MONTGOMERY, AL, 36104

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA

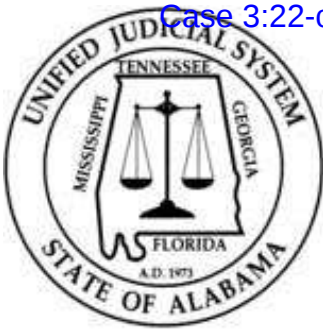
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LAFAYETTE, AL, 36862

334-864-4348  
lisa.burdette@alacourt.gov



## AlaFile E-Notice

12-CV-2022-900064.00

To: MARSH & MCLENNAN AGENCY, LLC  
C/O CT CORP. SYS.  
2 N JACKSON ST, STE 605  
MONTGOMERY, AL, 36104

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA

JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL  
12-CV-2022-900064.00

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<b>State of Alabama</b> <b>Unified Judicial System</b> <b>Form C-34 Rev. 4/2017</b>	<b>SUMMONS</b> <b>- CIVIL -</b>	<b>Court Case Number</b> <b>12-CV-2022-900064.00</b>
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**IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA**  
**JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL**

**NOTICE TO:** SAFECO INSURANCE COMPANY OF AMERICA, C/O CORP. SERV. CO., INC. 641 SOUTH LAWRENCE STREET, MONTGOMERY, AL 36104  
*(Name and Address of Defendant)*

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), CHRISTOPHER E. SANSPREE  
*(Name(s) of Attorney(s))*

WHOSE ADDRESS(ES) IS/ARE: 603 Martha Street, MONTGOMERY, AL 36104  
*(Address(es) of Plaintiff(s) or Attorney(s))*

THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.

**TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:**

☐ You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.

☒ Service by certified mail of this Summons is initiated upon the written request of JAN MONCUS  
*(Name(s))*  
pursuant to the Alabama Rules of the Civil Procedure.

08/26/2022 *(Date)*      /s/ LISA BURDETTE *(Signature of Clerk)*      By: *(Name)*

☒ Certified Mail is hereby requested.      /s/ CHRISTOPHER E. SANSPREE  
*(Plaintiff's/Attorney's Signature)*

**RETURN ON SERVICE**

☐ Return receipt of certified mail received in this office on *(Date)*

☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to \_\_\_\_\_  
in \_\_\_\_\_ County,  
*(Name of Person Served)*      *(Name of County)*

Alabama on *(Date)*

*(Type of Process Server)*

*(Server's Signature)*

*(Address of Server)*

*(Server's Printed Name)*

*(Phone Number of Server)*

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	<b>SUMMONS</b> <b>- CIVIL -</b>	<b>Court Case Number</b> 12-CV-2022-900064.00
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**IN THE CIRCUIT COURT OF CHAMBERS COUNTY, ALABAMA**  
**JAN MONCUS V. SAFECO INSURANCE COMPANY OF AMERICA ET AL**

**NOTICE TO:** MARSH & MCLENNAN AGENCY, LLC, C/O CT CORP. SYS. 2 N JACKSON ST, STE 605, MONTGOMERY, AL 36104  
 \_\_\_\_\_  
*(Name and Address of Defendant)*

THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), CHRISTOPHER E. SANSPREE  
 \_\_\_\_\_  
*[Name(s) of Attorney(s)]*

WHOSE ADDRESS(ES) IS/ARE: 603 Martha Street, MONTGOMERY, AL 36104  
 \_\_\_\_\_  
*[Address(es) of Plaintiff(s) or Attorney(s)]*

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 \_\_\_\_\_  
*[Name(s)]*  
 pursuant to the Alabama Rules of the Civil Procedure.

08/26/2022 \_\_\_\_\_ /s/ LISA BURDETTE By: \_\_\_\_\_  
*(Date)* *(Signature of Clerk)* *(Name)*

☒ Certified Mail is hereby requested. \_\_\_\_\_  
 \_\_\_\_\_  
*[Plaintiff's/Attorney's Signature]*

**RETURN ON SERVICE**

☐ Return receipt of certified mail received in this office on \_\_\_\_\_  
 \_\_\_\_\_  
*(Date)*

☐ I certify that I personally delivered a copy of this Summons and Complaint or other document to \_\_\_\_\_  
 \_\_\_\_\_ in \_\_\_\_\_ County,  
 \_\_\_\_\_  
*(Name of Person Served)* *(Name of County)*

Alabama on \_\_\_\_\_  
 \_\_\_\_\_  
*(Date)*

\_\_\_\_\_  
*(Type of Process Server)*

\_\_\_\_\_  
*(Server's Signature)*

\_\_\_\_\_  
*(Address of Server)*

\_\_\_\_\_  
*(Server's Printed Name)*

\_\_\_\_\_  
*(Phone Number of Server)*

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2 N. Jackson St. Ste 605

City, State, ZIP+4®

Montgomery, AL 36104 CV-22-900664

PS Form 3800, April 2015 PSN 7530-02-000-9047

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- ☐ Adult Signature Required \$ \_\_\_\_\_
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*Safeco Ins. Co. of Amer. 40 CSC*

Street and Apt. No., or PO Box No.

*641 S. Lawrence St*

City, State, ZIP+4®

*Mont. AL 36104*

*CV-22-900064*

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